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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE SEPTEMBER 11 PROPERTY DAMAGE  
AND BUSINESS LOSS LITIGATION

21 MC 101 (AKH)

CONSOLIDATED EDISON COMPANY OF  
NEW YORK, INC., et al.,

02 CV 7188 (AKH)

Plaintiffs,

-against-

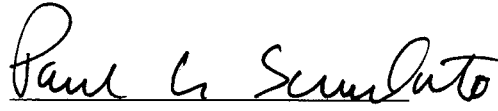
THE PORT AUTHORITY OF NEW YORK  
AND NEW JERSEY,

Defendant.

**NOTICE OF THE PORT AUTHORITY  
OF NEW YORK AND NEW JERSEY'S  
MOTION FOR SUMMARY  
JUDGMENT**

PLEASE TAKE NOTICE, that upon the accompanying memorandum of law, declaration of Donald A. Klein dated December 7, 2011 and exhibits attached thereto, proposed statement of facts as to which there is no material issue to be tried, and upon all prior proceedings and pleadings in 21 MC 101, The Port Authority of New York and New Jersey will move this Court in Courtroom 14D at the United States Courthouse, 500 Pearl Street, New York, New York, at a date and time to be determined, for an Order, pursuant to Federal Rules of Civil Procedure 56, granting The Port Authority of New York and New Jersey summary judgment in its favor, and for such other and further relief as this Court deems just and proper.

Dated: New York, New York  
December 7, 2011

A handwritten signature in black ink, reading "Paul A. Scrudato". The signature is fluid and cursive, with the first name "Paul" and last name "Scrudato" clearly legible.

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Donald A. Klein  
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